1	NICHOLAS A. TRUTANICH			
	United States Attorney			
2	Nevada Bar No 13644			
3	District of Nevada CHRISTOPHER D. BAKER			
5	Assistant United States Attorney			
4	501 Las Vegas Boulevard South, Suite 1100			
	Las Vegas, Nevada 89101			
5	Phone: 702-388-6336			
6	Christopher.D.Baker@usdoj.gov			
0	Attorney for Plaintiff, United States of America			
7				
	UNITED STATES DISTRICT COURT			
8	DISTRICT OF NEVADA			
9	-00	Oo-		
9	UNITED STATES OF AMERICA,			
10		Case No.: 2:19-cv-00427-GMN-GWF		
	Plaintiff,	STIPULATION TO CONTINUE		
11	vs.	HEARING		
12	vs.)) (FIRST REQUEST)		
12	BRIAN TUCKER,	(TIKOT KLQOLOT)		
13				
1.4	Defendant.			
14				
15	IT IS HEREBY STIPULATED AND AGREED, by and between NICHOLAS			
16	A. TRUTANICH, United States Attorney; and CHRISTOPHER D. BAKER, Assistant			
17	United States Attorney, counsel for the United States of America, and Sylvia Irvin, Assistant			
18	Federal Public Defender, counsel for defendant BRIAN TUCKER, that the hearing			
19	currently scheduled for May 28, 2019 at 10:00 a.m., be continued to a date on or after June			
20	28, 2019, or a date at the Court's convenience:			
21	1. The parties have begun preliminary discussions toward a possible resolution of			
22	this matter that could render moot the subject hearing on defendant's motion pursuant to Rule			
	, and the second	g on actenually a motion parameter to Rule		
23	41(g).			
24				

	_
	2
	3
	4
	5
	6
	_
	7
	8
	9
1	0
1	1
1	2
1	3
1	4
1	5
1	6
1	7
1	8
1	9
2	0
2	1
2	2
2	3
2	4

1

2. In the event the parties are unable to resolve the matter, the government anticipates that counsel from the U.S. Attorney's Office for the Southern District of Indiana – where defendant has filed a similar Rule 41(g) motion – will seek to be cross-designated as a Special Assistant U.S. Attorney (SAUSA) to appear at the hearing. The SAUSA presently is out of the office an unable to appear for the hearing currently scheduled for May 28, 2019.

3. Accordingly, the parties stipulate that the ends of justice are best served by granting the continuance and rescheduling the hearing for a date on or after June 28, 2019, or a date at the Court's convenience.

DATED this 23d day of May, 2019.

NICHOLAS A. TRUTANICH United States Attorney

_____/s/ CHRISTOPHER D. BAKER Assistant United States Attorney

_____/s/ SYLVIA A. IRVIN Counsel for Defendant Brian Tucker

1	UNITED STATES DISTRICT COURT DISTRICT OF NEVADA		
2	-oOo-		
3	UNITED STATES OF AMERICA,) Case No.: 2:19-cv-00427-LRH-GWF		
4	Plaintiff,) ORDER		
5	vs.		
6	BRIAN TUCKER,		
7	Defendant.		
8			
9	<u>ORDER</u>		
10	Based on the pending Stipulation of counsel, and good cause appearing therefore, the		
11	Court finds that the ends of justice would best be served if the hearing on defendant's pending		
12	motion pursuant to Rule 41(g) be continued.		
13	WHEREFORE, IT IS ORDERED that the hearing scheduled for May 28, 2019 at		
14	10:00 a.m. be vacated and continued to Thursday, July 11, 2019, at 10:00 a.m.		
15	IT IS FURTHER ORDERED that Mr. Tucker may appear by telephone for the		
16	Status Hearing scheduled on July 11, 2019, at 10:00 a.m. (PST). Mr. Tucker may use		
17	telephone number (877) 402-9753 with passcode 2843316#. Please call in 5 minutes prior		
18	to the start ofthe hearing.		
19	DATED this 24 day of May, 2019.		
20	\mathcal{O} - \mathcal{O}		
21	UNITED STATES DISTRICT JUDGE		
22	CIVILLY STATES DISTRICT FODGE		
23			
24			